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Customer Number

Patent  
Case No.: 59036US004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor: YAZAKI, AKIHIKO

Application No.: 10/595078

Confirmation No.: 2192

Filed: July 19, 2004

Title: DEVICE AND METHOD FOR CLEAVING OPTICAL FIBERS

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**RESPONSE TO RESTRICTION REQUIREMENT—ELECTION OF SPECIES**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]**

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-0025.
- ☒ transmitted to United States Patent and Trademark Office on the date shown below via the Office electronic filing system.

December 21, 2007      /Theresa T. Collier/  
Date      Signed by: Theresa T. Collier

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Dear Sir:

This is in response to the Examiner's office action dated December 3, 2007.

**Election of Species**

Claims 1-7 are pending. The following species have been identified under PCT Rule 13.1 as follows:

Species I, directed to claim 2 (Figs. 1-14) -- an optical fiber cleaving device with a thin plate member attached to cover;

Species II, directed to claim 3 (Figs. 15a and 15b) -- An optical fiber cleaving device with a thin plate member attached to fiber holder;

Species III, directed to claim 4 (Figs. 16-19a & b) -- an optical fiber cleaving device with a piece member movably attached to cover section; and

Species IV, directed to claims 5 and 6 (Figs. 20-23a & b) -- a optical fiber cleaving device with a disc member rotatably attached to cover section.

The Examiner further directed Applicants to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.

Accordingly, Applicants provisionally elect species I, wherein Applicants respectfully submit that claim 1 is generic, and at least claim 2 is readable thereon. Applicants also respectfully submit that claim 7, a method claim, is generic.

Conclusion

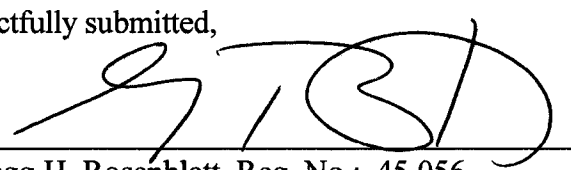
Applicants have elected species I. Continued prosecution of this application is respectfully requested.

It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723. The Examiner is invited to contact the undersigned at the indicated telephone number with questions that can be resolved with a simple teleconference.

Respectfully submitted,

12-21-07  
Date

By:

  
Gregg H. Rosenblatt, Reg. No.: 45,056  
Telephone No.: 512-984-7443

Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: 651-736-3833